

Sentencing Scheme Structure

Penalties available to a NSW court, from most to least severe.

Intensive Correction Order (ICO)

With various conditions.
Only available for 2 years or less (single offence) or
3 years or less (multiple offences).

Section 7 *CSPA*

Full-time Imprisonment

Non-Parole Period
Head Sentence
Special Circumstances

SECTION 5 THRESHOLD

A court must not sentence an offender to imprisonment unless it is satisfied, having considered all possible alternatives, that no other penalty is appropriate.

Community Correction Order (CCO)

With various conditions.

Section 8 *CSPA*

Conditional Release Order (with conviction)

Good behaviour bond.

Section 9(1)(a) *CSPA*

Fine

In the form of Penalty Units (each PU = \$110).

Conviction with no other penalty

Section 10A *CSPA*

Discharge on participation in an intervention program

No conviction.

Section 10(1)(c) *CSPA*

Discharge on Conditional Release Order

Good behaviour bond. No conviction.

Section 10(1)(b) *CSPA*

Dismissal after proven guilty

No conditions. No conviction.

Section 10(1)(a) *CSPA*

CSPA is the *Crimes (Sentencing Procedure) Act 1999* (NSW).